IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 3392 OF 2007

Gulshankumar Nanakchand Mehta and others. ... Applicants.

V/s.

State of Maharashtra. ... Respondent.

J.G.Bhanushali for the applicant.

K.V.Saste, A.P.P. for the State.

Complainant is present in person.

CORAM: V.C.DAGA, J.

DATED: 12th October 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. The applicnts are seeking anticipatory bail in connection with C.R.No.I-367/2007 registered with Panvel City Police Station, Panvel for the offences punishable under sections 420 read with section 34 of Indian Penal Code on the basis of complaint lodged by one Mr.Kamalraj Sikandar Mohan Walia.

3. The applicant Nos.2 and 3 both have filed joint undertaking on oath that the complainant would

be paid his amount in the sum of Rs.3,55,001/- by demand draft drawn in his favour by 17th October, 2007. The undertaking given is taken on record and marked ‘X’ for identification.

4. Since the amount is to be paid to the complainant, applicants are directed to implead complainant as party respondent. Amendment to be carried out forthwith.

5. The complainant, who is present in the Court, accepts notice.

6. The learned A.P.P. seeks some time to take instruction. Accordingly time is granted.

7. In the meanwhile, in the event of arrest, applicants to be released on bail, subject to furnishing P.R.Bond of Rs.25,000/- each. Applicants are directed to co-operate with the investigating agency.

8. Stand over to 17th October, 2006.

JUDGE